

1977

c 34 The Regional Municipalities Amendment Act, 1977

Ontario

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Bibliographic Citation

The Regional Municipalities Amendment Act, 1977, SO 1977, c 34

Repository Citation

Ontario (1977) "c 34 The Regional Municipalities Amendment Act, 1977," *Ontario: Annual Statutes*: Vol. 1977, Article 36.

Available at: http://digitalcommons.osgoode.yorku.ca/ontario_statutes/vol1977/iss1/36

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CHAPTER 34

An Act to amend certain Acts respecting Regional Municipalities

Assented to October 27th, 1977

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

PART I

THE REGIONAL MUNICIPALITY OF OTTAWA-CARLETON

1. *The Regional Municipality of Ottawa-Carleton Act*, being ^{s. 7b. enacted} chapter 407 of the Revised Statutes of Ontario, 1970, is amended by adding thereto the following section:

7b. Notwithstanding section 4, the Lieutenant Governor ^{Order of L. G. in C.} in Council, upon the recommendation of the Minister, may, by order authorize such method of selecting the members who represent the area municipality on the Regional Council as is considered advisable following an order of the Municipal Board under section 7a.

2. Subsection 1 of section 25 of the said Act is repealed and the ^{s. 25 (1), re-enacted} following substituted therefor:

(1) The Regional Council shall by by-law appoint one or ^{Appointment of auditors} more auditors who shall be persons licensed by the Ministry as municipal auditors and who shall hold office during good behaviour and be removable for cause by the Regional Council and the auditor or auditors so appointed shall audit the accounts and transactions of the Regional Corporation and of every local board of the Regional Corporation.

3. Subsection 5a of section 95 of the said Act, as enacted by the ^{s. 95 (5a), re-enacted} Statutes of Ontario, 1973, chapter 138, section 14, is repealed and the following substituted therefor:

(5a) The signature of the chairman or any other person ^{Idem} authorized to sign promissory notes may be written, stamped,

lithographed, engraved or otherwise mechanically reproduced on promissory notes made under this section and, if such promissory note is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

s. 99 (1, 2),
re-enacted

- 4.—(1) Subsections 1 and 2 of section 99 of the said Act are repealed and the following substituted therefor:

Borrowing
pending
issue and
sale of
debentures

(1) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for its purposes, the Regional Council pending the issue and sale of the debentures may agree with a bank or person for temporary advances from time to time for the purposes authorized, and may by by-law pending the sale of such debentures or in lieu of selling them authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan.

Idem

(2) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for the purposes of an area municipality, the Regional Council or the council of the area municipality pending the issue and sale of the debentures may, and the Regional Council on the request of the area municipality shall, agree with a bank or person for temporary advances from time to time for the purposes authorized, and the Regional Council may, or on the request of the area municipality shall, pending the sale of such debentures or in lieu of selling them, authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan, and shall transfer the proceeds of such advance or loan to the area municipality.

s. 99,
amended

- (2) The said section 99 is amended by adding thereto the following subsection:

Signature
of chairman,
etc., may be
mechanically
reproduced

(6) The signature of the chairman or any other person authorized to sign loan agreements may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on loan agreements made under this section and, if such loan agreement is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

5. Section 100*b* of the said Act, as enacted by the Statutes of Ontario, 1975, chapter 46, section 5, is renumbered as section 124*a*. s. 100*b*,
renumbered

6.—(1) Subsection 1 of section 124 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 70, section 6, is repealed and the following substituted therefor: s. 124 (1),
re-enacted

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 242*a*, 248*a*, 249 and 254, subsection 3 of section 308, section 333, paragraphs 3, 10, 11, 12, 24 and 41 of section 352 and section 391 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation. Application
of
R.S.O. 1970,
c. 284

(2) The said section 124, as amended by the Statutes of Ontario, 1973, chapter 138, section 19 and 1976, chapter 70, section 6, is further amended by adding thereto the following subsection: s. 124,
amended

(5*a*) The Regional Corporation shall be deemed to be a municipal corporation for the purposes of section 13 of *The Mortmain and Charitable Uses Act*. Application
of
R.S.O. 1970,
c. 280, s. 13

PART II

THE REGIONAL MUNICIPALITY OF NIAGARA

7. Subsection 1 of section 25 of *The Regional Municipality of Niagara Act*, being chapter 406 of the Revised Statutes of Ontario, 1970, is repealed and the following substituted therefor: s. 25 (1),
re-enacted

(1) The Regional Council shall by by-law appoint one or more auditors who shall be persons licensed by the Ministry as municipal auditors and who shall hold office during good behaviour and be removable for cause by the Regional Council and the auditor or auditors so appointed shall audit the accounts and transactions of the Regional Corporation and of every local board of the Regional Corporation. Appointment
of auditors

8. Section 130 of the said Act, as amended by the Statutes of Ontario, 1972, chapter 51, section 11, is further amended by adding thereto the following subsection: s. 130,
amended

(5*a*) The signature of the chairman or any other person authorized to sign promissory notes may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on promissory notes made under this section and, if such idem

promissory note is countersigned in writing by the deputy financial officer or any other person authorized by by-law to countersign it, the signature of the financial officer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

s. 134 (1),
re-enacted

- 9.—(1) Subsection 1 of section 134 of the said Act is repealed and the following substituted therefor:

Borrowing
pending
issue and
sale of
debentures

(1) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for its purposes, the Regional Council pending the issue and sale of the debentures may agree with a bank or person for temporary advances from time to time for the purposes authorized, and may by by-law pending the sale of such debentures or in lieu of selling them authorize the chairman and financial officer to raise money by way of loan on the debentures and to hypothecate them for the loan.

s. 134 (2),
re-enacted

- (2) Subsection 2 of the said section 134, as re-enacted by the Statutes of Ontario, 1972, chapter 51, section 12, is repealed and the following substituted therefor:

Idem

(2) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for the purposes of an area municipality, the Regional Council or the council of the area municipality pending the issue and sale of the debentures may, and the Regional Council on the request of the area municipality shall, agree with a bank or person for temporary advances from time to time for the purposes authorized, and the Regional Council may, or on the request of the area municipality shall, pending the sale of such debentures or in lieu of selling them, authorize the chairman and financial officer to raise money by way of loan on the debentures and to hypothecate them for the loan, and shall transfer the proceeds of such advance or loan to the area municipality.

s. 134,
amended

- (3) The said section 134, as amended by the Statutes of Ontario, 1972, chapter 51, section 12, is further amended by adding thereto the following subsection:

Signature of
chairman,
etc., may be
mechanically
reproduced

(6) The signature of the chairman or any other person authorized to sign loan agreements may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on loan agreements made under this section and, if such loan agreement is countersigned in writing by the deputy financial officer or any other person authorized by by-law to countersign it, the signature of the financial officer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

- 10.—(1) Subsection 1 of section 154 of the said Act, as re-enacted ^{s. 154 (1), re-enacted} by the Statutes of Ontario, 1976, chapter 70, section 11, is repealed and the following substituted therefor:

(1) Section 5, Parts XV, XVI, XVII and XXI, sections ^{Application of} 242a, 248a, 249 and 254, subsection 3 of section 308, and ^{R.S.O. 1970, c. 284} sections 333 and 348, paragraphs 3, 10, 11, 12, 24 and 41 of section 352, paragraph 61 of subsection 1 of section 354 and section 394 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

- (2) The said section 154, as amended by the Statutes of ^{s. 154, amended} Ontario, 1971, chapter 77, section 8 and 1976, chapter 70, section 11, is further amended by adding thereto the following subsection:

(7a) The Regional Corporation shall be deemed to be a ^{Application of} municipal corporation for the purposes of section 13 of *The* ^{R.S.O. 1970, c. 280, s. 13} *Mortmain and Charitable Uses Act*.

PART III

THE REGIONAL MUNICIPALITY OF YORK

11. Section 3 of *The Regional Municipality of York Act*, being ^{s. 3, amended} chapter 408 of the Revised Statutes of Ontario, 1970, as amended by the Statutes of Ontario, 1972, chapter 78, section 2 and 1976, chapter 43, section 27, is further amended by adding thereto the following subsection:

(3c) Notwithstanding section 7, the Lieutenant Governor ^{Order of} in Council, upon the recommendation of the Minister, may, ^{L.G. in C.} by order authorize such method of selecting the members who represent the area municipality on the Regional Council as is considered advisable following an order of the Municipal Board under subsection 3a.

12. Subsection 1 of section 25 of the said Act is repealed and the ^{s. 25 (1), re-enacted} following substituted therefor:

(1) The Regional Council shall by by-law appoint one or ^{Appointment of auditors} more auditors who shall be persons licensed by the Ministry as municipal auditors and who shall hold office during good behaviour and be removable for cause by the Regional Council and the auditor or auditors so appointed shall audit the accounts and transactions of the Regional Corporation and of every local board of the Regional Corporation.

13. Subsection 5a of section 125 of the said Act, as enacted by ^{s. 125 (5a), re-enacted} the Statutes of Ontario, 1973, chapter 156, section 6, is repealed and the following substituted therefor:

Idem

(5a) The signature of the chairman or any other person authorized to sign promissory notes may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on promissory notes made under this section and, if such promissory note is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

s. 129 (1),
re-enacted

- 14.—(1) Subsection 1 of section 129 of the said Act is repealed and the following substituted therefor:

Borrowing
pending
issue and
sale of
debentures

(1) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for its purposes, the Regional Council pending the issue and sale of the debentures may agree with a bank or person for temporary advances from time to time for the purpose authorized, and may by by-law pending the sale of such debentures or in lieu of selling them authorize the chairman and financial officer to raise money by way of loan on the debentures and to hypothecate them for the loan.

s. 129 (2),
re-enacted

- (2) Subsection 2 of the said section 129, as re-enacted by the Statutes of Ontario, 1972, chapter 78, section 16, is repealed and the following substituted therefor:

Idem

(2) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for the purposes of an area municipality, the Regional Council or the council of the area municipality, pending the issue and sale of the debentures may, and the Regional Council on the request of the area municipality shall, agree with a bank or person for temporary advances from time to time for the purposes authorized, and the Regional Council may, or on the request of the area municipality shall, pending the sale of such debentures or in lieu of selling them, authorize the chairman and financial officer to raise money by way of loan on the debentures and to hypothecate them for the loan, and shall transfer the proceeds of such advance or loan to the area municipality.

s. 129,
amended

- (3) The said section 129, as amended by the Statutes of Ontario, 1972, chapter 78, section 16, is further amended by adding thereto the following subsection:

Signature
of chairman,
etc., may be
mechanically
reproduced

(6) The signature of the chairman or any other person authorized to sign loan agreements may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on loan agreements made under this section and, if such loan

agreement is countersigned in writing by the deputy financial officer or any other person authorized by by-law to countersign it, the signature of the financial officer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

- 15.**—(1) Subsection 1 of section 149 of the said Act, as re-enacted by ^{s. 149 (1), re-enacted} the Statutes of Ontario, 1976, chapter 70, section 18, is repealed and the following substituted therefor:

(1) Section 5, Parts XV, XVI, XVII and XXI, sections ^{Application of} 242a, 246, 248a, 249 and 254, subsection 3 of section 308, ^{R.S.O. 1970, c. 284} sections 333 and 348 and paragraphs 3, 10, 11, 12, 24 and 41 of section 352 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

- (2) The said section 149, as amended by the Statutes of ^{s. 149, amended} Ontario, 1971, chapter 75, section 7, 1972, chapter 78, section 19 and 1976, chapter 70, section 18, is further amended by adding thereto the following subsection:

(7a) The Regional Corporation shall be deemed to be a ^{Application of} municipal corporation for the purposes of section 13 of *The* ^{R.S.O. 1970, c. 280, s. 13} *Mortmain and Charitable Uses Act*.

PART IV

THE REGIONAL MUNICIPALITY OF WATERLOO

- 16.** Section 2 of *The Regional Municipality of Waterloo Act, 1972*, ^{s. 2, amended} being chapter 105, is amended by adding thereto the following subsections:

(1a) That portion of the City of Kitchener described as ^{Portion of Kitchener annexed to Waterloo} follows is annexed to the City of Waterloo:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Kitchener, Regional Municipality of Waterloo (formerly the County of Waterloo) and Province of Ontario and being composed of:

FIRSTLY, 1' Reserve 'A', Part of 1' Reserve 'B', and Part of Silvercrest Drive, Registered Plan 877 in the said City of Kitchener designated as Parts 1, 2 and 3 on a Reference Plan deposited in the Registry Office for the Registry Division of Waterloo North (58) as Plan 58R-1986;

SECONDLY, that Part of Lot 33, German Company Tract in the said City of Kitchener, designated as Part 4 on a Reference Plan deposited in the Registry Office for the Registry Division of Waterloo North (58) as Plan 58R-1986.

Annexation
deemed by
Municipal
Board
order

(1*b*) Subsection 3 applies with necessary modifications to the annexation provided for in subsection 1*a*.

s. 3.
amended

- 17.** Section 3 of the said Act, as amended by the Statutes of Ontario, 1976, chapter 43, section 38, is further amended by adding thereto the following subsection:

Order of
L. G. in C

(3*b*) Notwithstanding section 8, the Lieutenant Governor in Council, upon the recommendation of the Minister, may, by order authorize such method of selecting the members who represent the area municipality on the Regional Council as is considered advisable following an order of the Municipal Board under subsection 3*a*.

s. 26 (1),
re-enacted

- 18.** Subsection 1 of section 26 of the said Act is repealed and the following substituted therefor:

Appointment
of auditors

(1) The Regional Council shall by by-law appoint one or more auditors who shall be persons licensed by the Ministry as municipal auditors and who shall hold office during good behaviour and be removable for cause by the Regional Council and the auditor or auditors so appointed shall audit the accounts and transactions of the Regional Corporation and of every local board of the Regional Corporation, except school boards.

s. 133 (5*a*),
re-enacted

- 19.** Subsection 5*a* of section 133 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 137, section 7, is repealed and the following substituted therefor:

Idem

(5*a*) The signature of the chairman or any other person authorized to sign promissory notes may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on promissory notes made under this section and, if such promissory note is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

s. 137 (1, 2),
re-enacted

- 20.—**(1) Subsections 1 and 2 of section 137 of the said Act are repealed and the following substituted therefor:

(1) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for its purposes, the Regional Council pending the issue and sale of the debentures may agree with a bank or person for temporary advances from time to time for the purposes authorized, and may by by-law pending the sale of such debentures or in lieu of selling them authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan.

Borrowing
pending
issue and
sale of
debentures

(2) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for the purposes of an area municipality, the Regional Council or the council of the area municipality pending the issue and sale of the debentures may, and the Regional Council on the request of the area municipality shall, agree with a bank or person for temporary advances from time to time for the purposes authorized, and the Regional Council may, or on the request of the area municipality shall, pending the sale of such debentures or in lieu of selling them, authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan, and shall transfer the proceeds of such advance or loan to the area municipality.

Idem

(2) The said section 137 is amended by adding thereto the following subsection:

s. 137,
amended

(6) The signature of the chairman or any other person authorized to sign loan agreements may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on loan agreements made under this section and, if such loan agreement is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

Signature
of chairman,
etc., may be
mechanically
reproduced

21.—(1) Subsection 1 of section 158 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 70, section 24, is repealed and the following substituted therefor:

s. 158 (1),
re-enacted

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 242a, 246, 248a, 249 and 254, subsection 3 of section 308, sections 333 and 348 and paragraphs 3, 10, 11, 12, 24 and 41 of section 352 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

Application
of
R.S.O. 1970,
c. 284

(2) The said section 158, as amended by the Statutes of Ontario, 1973, chapter 137, section 9, 1974, chapter 5,

s. 158,
amended

section 2 and 1976, chapter 70, section 24, is further amended by adding thereto the following subsection:

Application
of
R.S.O. 1970,
c. 280, s. 13

(7a) The Regional Corporation shall be deemed to be a municipal corporation for the purposes of section 13 of *The Mortmain and Charitable Uses Act*.

PART V

THE REGIONAL MUNICIPALITY OF SUDBURY

s. 3,
amended

- 22.** Section 3 of *The Regional Municipality of Sudbury Act, 1972*, being chapter 104, as amended by the Statutes of Ontario, 1972, chapter 167, section 1, 1974, chapter 54, section 1, 1975, chapter 46, section 12 and 1976, chapter 43, section 50, is further amended by adding thereto the following subsection:

Order of
L. G. in C.

(3b) Notwithstanding section 8, the Lieutenant Governor in Council, upon the recommendation of the Minister, may, by order authorize such method of selecting the members who represent the area municipality on the Regional Council as is considered advisable following an order of the Municipal Board under subsection 3a.

s. 26 (1),
re-enacted

- 23.** Subsection 1 of section 26 of the said Act is repealed and the following substituted therefor:

Appointment
of auditors

(1) The Regional Council shall by by-law appoint one or more auditors who shall be persons licensed by the Ministry as municipal auditors and who shall hold office during good behaviour and be removable for cause by the Regional Council and the auditor or auditors so appointed shall audit the accounts and transactions of the Regional Corporation and of every local board of the Regional Corporation, except school boards.

s. 91 (5a),
re-enacted

- 24.** Subsection 5a of section 91 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 139, section 10, is repealed and the following substituted therefor:

Idem

(5a) The signature of the chairman or any other person authorized to sign promissory notes may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on promissory notes made under this section and, if such promissory note is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

- 25.—**(1) Subsections 1 and 2 of section 94 of the said Act are repealed and the following substituted therefor: s. 94 (1, 2). re-enacted

(1) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for its purposes, the Regional Council pending the issue and sale of the debentures may agree with a bank or person for temporary advances from time to time for the purposes authorized, and may by by-law pending the sale of such debentures or in lieu of selling them authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan. Borrowing pending issue and sale of debentures

(2) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for the purposes of an area municipality, the Regional Council or the council of the area municipality pending the issue and sale of the debentures may, and the Regional Council on the request of the area municipality shall, agree with a bank or person for temporary advances from time to time for the purposes authorized, and the Regional Council may, or on the request of the area municipality shall, pending the sale of such debentures or in lieu of selling them, authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan, and shall transfer the proceeds of such advance or loan to the area municipality. Idem

- (2) The said section 94 is amended by adding thereto the following subsection: s. 94. amended

(6) The signature of the chairman or any other person authorized to sign loan agreements may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on loan agreements made under this section and, if such loan agreement is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced. Signature of chairman, etc., may be mechanically reproduced

- 26.—**(1) Subsection 1 of section 115 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 70, section 30, is repealed and the following substituted therefor: s. 115 (1). re-enacted

(1) Section 5, Parts XV, XVI, XVII and XXI, sections 242a, 248a, 249 and 254, subsection 3 of section 308, sections 333 and 348 and paragraphs 3, 10, 11, 12, 24 and 41 of section 352 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation. Application of R.S.O. 1970, c. 284

s. 115,
amended

- (2) The said section 115, as amended by the Statutes of Ontario, 1973, chapter 139, section 11, 1974, chapter 117, section 31 and 1976, chapter 70, section 30, is further amended by adding thereto the following subsection:

Application
of
R.S.O. 1970,
c. 280, s. 13

(7a) The Regional Corporation shall be deemed to be a municipal corporation for the purposes of section 13 of *The Mortmain and Charitable Uses Act*.

PART VI

THE REGIONAL MUNICIPALITY OF PEEL

s. 3,
amended

- 27.** Section 3 of *The Regional Municipality of Peel Act, 1973*, being chapter 60, as amended by the Statutes of Ontario, 1976, chapter 43, section 61, is further amended by adding thereto the following subsection:

Order of
L. G. in C.

(3b) Notwithstanding section 8, the Lieutenant Governor in Council, upon the recommendation of the Minister, may, by order authorize such method of selecting the members who represent the area municipality on the Regional Council as is considered advisable following an order of the Municipal Board under subsection 3a.

s. 26 (1),
re-enacted

- 28.** Subsection 1 of section 26 of the said Act is repealed and the following substituted therefor:

Appointment
of auditors

(1) The Regional Council shall by by-law appoint one or more auditors who shall be persons licensed by the Ministry as municipal auditors and who shall hold office during good behaviour and be removable for cause by the Regional Council and the auditor or auditors so appointed shall audit the accounts and transactions of the Regional Corporation and of every local board of the Regional Corporation, except school boards.

s. 91,
re-enacted

- 29.** Section 91 of the said Act is repealed and the following substituted therefor:

Current
borrowings

91.—(1) The Regional Council may by by-law, either before or after the passing of by-laws for imposing levies on the area municipalities for the current year, authorize the chairman and treasurer to borrow from time to time by way of promissory note such sums as the Regional Council considers necessary to meet, until the levies and other revenues are received, the current expenditures of the Regional Corporation for the year, including the amounts required for principal and interest falling due within the year upon any

debt of the Regional Corporation and the sums required by law to be provided by the Regional Council for any local board of the Regional Corporation.

(2) The amount that may be borrowed at any one time for the purposes mentioned in subsection 1, together with any similar borrowings that have not been repaid, shall not, except with the approval of the Municipal Board, exceed 70 per cent of the uncollected balance of the estimated revenues of the Regional Corporation as set forth in the estimates adopted for the year. Limit upon borrowings

(3) Until such estimates are adopted, the limitation upon borrowing prescribed by subsection 2 shall temporarily be calculated upon the estimated revenues of the Regional Corporation as set forth in the estimates adopted for the next preceding year. Temporary application of estimates of preceding year

(4) The lender is not bound to establish the necessity of borrowing the sum lent or to see to its application. Protection of lender

(5) Any promissory note made under the authority of this section shall be sealed with the seal of the Regional Corporation and signed by the chairman or by some other person authorized by by-law to sign it, and by the treasurer, and may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent. Execution of promissory notes

(6) The signature of the chairman or any other person authorized to sign promissory notes may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on promissory notes made under this section and, if such promissory note is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced. Idem

(7) The Regional Council may by by-law provide or authorize the chairman and treasurer to provide by agreement that all or any sums borrowed for any or all of the purposes mentioned in this section shall, with interest thereon, be a charge upon the whole or any part or parts of the revenues of the Regional Corporation for the current year and for any preceding years as and when such revenues are received, provided that such charge does not defeat or affect and is subject to any prior charge then subsisting in favour of any other lender. Creation of charge

Execution of
agreements

(8) Any agreement entered into under subsection 7 shall be sealed with the corporate seal and signed by the chairman and treasurer.

Penalty
for excess
borrowings

(9) If the Regional Council authorizes the borrowing of or borrows any larger amount than is permitted under this section, every member who knowingly votes therefor is disqualified from holding any municipal office for two years.

Penalty
for mis-
application
of revenues
by Regional
Council

(10) If the Regional Council authorizes the application of any revenues of the Regional Corporation charged under the authority of this section otherwise than in repayment of the loan secured by such charge, the members who knowingly vote for such application are personally liable for the amount so applied, which may be recovered in any court of competent jurisdiction.

Penalty
for mis-
application
of revenues
by officials

(11) If any member of the Regional Council or officer of the Regional Corporation knowingly applies any revenues so charged otherwise than in repayment of the loan secured by such charge, he is personally liable for the amount so applied, which may be recovered in any court of competent jurisdiction.

Saving
as to
penalties

(12) Subsections 9, 10 and 11 do not apply to the Regional Council or any member of the Regional Council or officer of the Regional Corporation acting under an order or direction issued or made under the authority of *The Municipal Affairs Act*, nor do they apply in any case where application of the revenues of the Regional Corporation is made with the consent of the lender in whose favour a charge exists.

R.S.O. 1970.
c. 118

s. 95 (1, 2),
re-enacted

30.—(1) Subsections 1 and 2 of section 95 of the said Act are repealed and the following substituted therefor:

Borrowing
pending
issue and
sale of
debentures

(1) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for its purposes, the Regional Council pending the issue and sale of the debentures may agree with a bank or person for temporary advances from time to time for the purpose authorized, and may by by-law pending the sale of such debentures or in lieu of selling them authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan.

Idem

(2) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for the purposes of an area municipality, the Regional Council or the council of the area municipality, pending the issue and sale of the debentures may, and the Regional Council on the request of the area municipality

shall, agree with a bank or person for temporary advances from time to time for the purposes authorized, and the Regional Council may, or on the request of the area municipality shall, pending the sale of such debentures or in lieu of selling them, authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan, and shall transfer the proceeds of such advance or loan to the area municipality.

- (2) The said section 95 is amended by adding thereto the ^{s. 95.} following subsection: ^{amended}

(6) The signature of the chairman or any other person ^{Signature} authorized to sign loan agreements may be written, stamped, ^{of chairman,} lithographed, engraved or otherwise mechanically reproduced ^{etc. may be} on loan agreements made under this section and, if such ^{mechanically} loan agreement is countersigned in writing by the deputy ^{reproduced} treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

- 31.**—(1) Subsection 1 of section 115 of the said Act, as re-enacted ^{s. 115 (1),} by the Statutes of Ontario, 1976, chapter 70, section 36, ^{re-enacted} is repealed and the following substituted therefor:

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, ^{Application} subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, ^{of} 245, 248a, 249, 250, 254, subsection 3 of section 308, sections ^{R.S.O. 1970,} 333 and 348 and paragraphs 3, 9, 10, 11, 12, 24, 41, 63, 64, ^{c. 284} 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

- (2) The said section 115, as amended by the Statutes of ^{s. 115,} Ontario, 1974, chapter 5, section 3, 1974, chapter 117, ^{amended} section 37, and 1976, chapter 70, section 36, is further amended by adding thereto the following subsection:

(6a) The Regional Corporation shall be deemed to be a ^{Application} municipal corporation for the purposes of section 13 of *The* ^{of} *Mortmain and Charitable Uses Act*. ^{R.S.O. 1970,} ^{c. 280, s. 13}

PART VII

THE REGIONAL MUNICIPALITY OF HALTON

- 32.** Section 3 of *The Regional Municipality of Halton Act, 1973*, ^{s. 3,} being chapter 70, as amended by the Statutes of Ontario, 1973, ^{amended}

chapter 162, section 2 and 1976, chapter 43, section 73, is further amended by adding thereto the following subsection:

Order of
L. G. in C

(3b) Notwithstanding section 8, the Lieutenant Governor in Council, upon the recommendation of the Minister, may, by order authorize such method of selecting the members who represent the area municipality on the Regional Council as is considered advisable following an order of the Municipal Board under subsection 3a.

s. 26 (1),
re-enacted

33. Subsection 1 of section 26 of the said Act is repealed and the following substituted therefor:

Appointment
of auditors

(1) The Regional Council shall by by-law appoint one or more auditors who shall be persons licensed by the Ministry as municipal auditors and who shall hold office during good behaviour and be removable for cause by the Regional Council and the auditor or auditors so appointed shall audit the accounts and transactions of the Regional Corporation and of every local board of the Regional Corporation, except school boards.

s. 91,
re-enacted

34. Section 91 of the said Act is repealed and the following substituted therefor:

Current
borrowings

91.—(1) The Regional Council may by by-law, either before or after the passing of by-laws for imposing levies on the area municipalities for the current year, authorize the chairman and treasurer to borrow from time to time by way of promissory note such sums as the Regional Council considers necessary to meet, until the levies and other revenues are received, the current expenditures of the Regional Corporation for the year, including the amounts required for principal and interest falling due within the year upon any debt of the Regional Corporation and the sums required by law to be provided by the Regional Council for any local board of the Regional Corporation.

Limit upon
borrowings

(2) The amount that may be borrowed at any one time for the purposes mentioned in subsection 1, together with any similar borrowings that have not been repaid, shall not, except with the approval of the Municipal Board, exceed 70 per cent of the uncollected balance of the estimated revenues of the Regional Corporation as set forth in the estimates adopted for the year.

Temporary
application
of estimates
or preceding
year

(3) Until such estimates are adopted, the limitation upon borrowing prescribed by subsection 2 shall temporarily be calculated upon the estimated revenues of the Regional Corporation as set forth in the estimates adopted for the next preceding year.

(4) The lender is not bound to establish the necessity of borrowing the sum lent or to see to its application.

Protection
of lender

(5) Any promissory note made under the authority of this section shall be sealed with the seal of the Regional Corporation and signed by the chairman or by some other person authorized by by-law to sign it, and by the treasurer, and may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

Execution of
promissory
notes

(6) The signature of the chairman or any other person authorized to sign promissory notes may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on promissory notes made under this section and, if such promissory note is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

Idem

(7) The Regional Council may by by-law provide or authorize the chairman and treasurer to provide by agreement that all or any sums borrowed for any or all of the purposes mentioned in this section shall, with interest thereon, be a charge upon the whole or any part or parts of the revenues of the Regional Corporation for the current year and for any preceding years as and when such revenues are received, provided that such charge does not defeat or affect and is subject to any prior charge then subsisting in favour of any other lender.

Creation
of charge

(8) Any agreement entered into under subsection 7 shall be sealed with the corporate seal and signed by the chairman and treasurer.

Execution of
agreements

(9) If the Regional Council authorizes the borrowing of or borrows any larger amount than is permitted under this section, every member who knowingly votes therefor is disqualified from holding any municipal office for two years.

Penalty
for excess
borrowings

(10) If the Regional Council authorizes the application of any revenues of the Regional Corporation charged under the authority of this section otherwise than in repayment of the loan secured by such charge, the members who knowingly vote for such application are personally liable for the amount so applied, which may be recovered in any court of competent jurisdiction.

Penalty
for mis-
application
of revenues
by Regional
Council

Penalty
for mis-
application
of revenues
by officials

(11) If any member of the Regional Council or officer of the Regional Corporation knowingly applies any revenues so charged otherwise than in repayment of the loan secured by such charge, he is personally liable for the amount so applied, which may be recovered in any court of competent jurisdiction.

Saving
as to
penalties

(12) Subsections 9, 10 and 11 do not apply to the Regional Council or any member of the Regional Council or officer of the Regional Corporation acting under an order or direction issued or made under the authority of *The Municipal Affairs Act*, nor do they apply in any case where application of the revenues of the Regional Corporation is made with the consent of the lender in whose favour a charge exists.

R.S.O. 1970,
c. 118

s. 95 (1, 2)
re-enacted

35.—(1) Subsections 1 and 2 of section 95 of the said Act are repealed and the following substituted therefor:

Borrowing
pending
issue and
sale of
debentures

(1) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for its purposes, the Regional Council pending the issue and sale of the debentures may agree with a bank or person for temporary advances from time to time for the purposes authorized, and may by by-law pending the sale of such debentures or in lieu of selling them authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan.

Idem

(2) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for the purposes of an area municipality, the Regional Council or the council of the area municipality, pending the issue and sale of the debentures may, and the Regional Council on the request of the area municipality shall, agree with a bank or person for temporary advances from time to time for the purposes authorized, and the Regional Council may, or on the request of the area municipality shall, pending the sale of such debentures or in lieu of selling them, authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan, and shall transfer the proceeds of such advance or loan to the area municipality.

s. 95,
amended

(2) The said section 95 is amended by adding thereto the following subsection:

Signature
of chairman,
etc. may be
mechanically
reproduced

(6) The signature of the chairman or any person authorized to sign loan agreements may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on loan agreements made under this section and, if such

loan agreement is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

- 36.**—(1) Subsection 1 of section 115 of the said Act, as re-enacted s. 115 (1), re-enacted by the Statutes of Ontario, 1976, chapter 70, section 42, is repealed and the following substituted therefor:

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, Application of R.S.O. 1970, c. 284 subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, 245, 248a, 249, 250, 254, subsection 3 of section 308 and sections 333 and 348 and paragraphs 3, 9, 10, 11, 12, 24, 41, 44, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

- (2) The said section 115, as amended by the Statutes of s. 115, amended Ontario, 1974, chapter 5, section 4, 1974, chapter 117, section 42 and 1976, chapter 70, section 42, is further amended by adding thereto the following subsection:

(6a) The Regional Corporation shall be deemed to be a Application of R.S.O. 1970, c. 280, s. 13 municipal corporation for the purposes of section 13 of *The Mortmain and Charitable Uses Act*.

- 37.** Section 138 of the said Act, as amended by the Statutes of s. 138, amended Ontario, 1973, chapter 162, section 10, is further amended by adding thereto the following subsection:

(3) The Halton County Museum Association is deemed to County Museum Association deemed dissolved have been dissolved on the 1st day of January, 1974 and all the assets and liabilities thereof vested in the Regional Corporation.

PART VIII

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

- 38.** Section 3 of *The Regional Municipality of Hamilton-Wentworth Act, 1973*, being chapter 74, as amended by the Statutes of s. 3, amended Ontario, 1976, chapter 43, section 84, is further amended by adding thereto the following subsection:

(3c) Notwithstanding section 8, the Lieutenant Governor Order of L. G. in C. in Council, upon the recommendation of the Minister, may, by order authorize such method of selecting the members who represent the area municipality on the Regional Council as is considered advisable following an order of the Municipal Board under subsection 3a.

s. 26(1),
re-enacted

- 39.** Subsection 1 of section 26 of the said Act is repealed and the following substituted therefor:

Appointment
of auditors

(1) The Regional Council shall by by-law appoint one or more auditors who shall be persons licensed by the Ministry as municipal auditors and who shall hold office during good behaviour and be removable for cause by the Regional Council and the auditor or auditors so appointed shall audit the accounts and transactions of the Regional Corporation and of every local board of the Regional Corporation, except school boards.

s. 91,
re-enacted

- 40.** Section 91 of the said Act is repealed and the following substituted therefor:

Current
borrowings

91.—(1) The Regional Council may by by-law, either before or after the passing of by-laws for imposing levies on the area municipalities for the current year, authorize the chairman and treasurer to borrow from time to time by way of promissory note such sums as the Regional Council considers necessary to meet, until the levies and other revenues are received, the current expenditures of the Regional Corporation for the year, including the amounts required for principal and interest falling due within the year upon any debt of the Regional Corporation and the sums required by law to be provided by the Regional Council for any local board of the Regional Corporation.

Limit upon
borrowings

(2) The amount that may be borrowed at any one time for the purposes mentioned in subsection 1, together with any similar borrowings that have not been repaid, shall not, except with the approval of the Municipal Board, exceed 70 per cent of the uncollected balance of the estimated revenues of the Regional Corporation as set forth in the estimates adopted for the year.

Temporary
application
of estimates
of preceding
year

(3) Until such estimates are adopted, the limitation upon borrowing prescribed by subsection 2 shall temporarily be calculated upon the estimated revenues of the Regional Corporation as set forth in the estimates adopted for the next preceding year.

Protection of
lender

(4) The lender is not bound to establish the necessity of borrowing the sum lent or to see to its application.

Execution of
promissory
notes

(5) Any promissory note made under the authority of this section shall be sealed with the seal of the Regional Corporation and signed by the chairman or by some other person authorized by by-law to sign it, and by the treasurer, and may be expressed so as to bear interest only upon

such money as may be borrowed thereon from the time when such money is actually lent.

(6) The signature of the chairman or any other person ^{Idem} authorized to sign promissory notes may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on promissory notes made under this section and, if such promissory note is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

(7) The Regional Council may by by-law provide or ^{Creation of charge} authorize the chairman and treasurer to provide by agreement that all or any sums borrowed for any or all of the purposes mentioned in this section shall, with interest thereon, be a charge upon the whole or any part or parts of the revenues of the Regional Corporation for the current year and for any preceding years as and when such revenues are received, provided that such charge does not defeat or affect and is subject to any prior charge then subsisting in favour of any other lender.

(8) Any agreement entered into under subsection 7 shall ^{Execution of agreements} be sealed with the corporate seal and signed by the chairman and treasurer.

(9) If the Regional Council authorizes the borrowing of or borrows any larger amount than is permitted under this section, every member who knowingly votes therefor is disqualified from holding any municipal office for two years. ^{Penalty for excess borrowings}

(10) If the Regional Council authorizes the application ^{Penalty for mis-application of revenues by Regional Council} of any revenues of the Regional Corporation charged under the authority of this section otherwise than in repayment of the loan secured by such charge, the members who knowingly vote for such application are personally liable for the amount so applied, which may be recovered in any court of competent jurisdiction.

(11) If any member of the Regional Council or officer of ^{Penalty for mis-application of revenues by officials} the Regional Corporation knowingly applies any revenues so charged otherwise than in repayment of the loan secured by such charge, he is personally liable for the amount so applied, which may be recovered in any court of competent jurisdiction.

(12) Subsections 9, 10 and 11 do not apply to the ^{Saving as to penalties} Regional Council or any member of the Regional Council or

R.S.O. 1970
c. 118

officer of the Regional Corporation acting under an order or direction issued or made under the authority of *The Municipal Affairs Act*, nor do they apply in any case where application of the revenues of the Regional Corporation is made with the consent of the lender in whose favour a charge exists.

s. 95 (1, 2),
re-enacted

41.—(1) Subsections 1 and 2 of section 95 of the said Act are repealed and the following substituted therefor:

Borrowing
pending
issue and
sale of
debentures

(1) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for its purposes, the Regional Council pending the issue and sale of the debentures may agree with a bank or person for temporary advances from time to time for the purposes authorized, and may by by-law pending the sale of such debentures or in lieu of selling them authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan.

Idem

(2) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for the purposes of an area municipality, the Regional Council or the council of the area municipality pending the issue and sale of the debentures may, and the Regional Council on the request of the area municipality shall, agree with a bank or person for temporary advances from time to time for the purposes authorized, and the Regional Council may, or on the request of the area municipality shall, pending the sale of such debentures or in lieu of selling them, authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan, and shall transfer the proceeds of such advance or loan to the area municipality.

s. 95,
amended

(2) The said section 95 is amended by adding thereto the following subsection:

Signature
of chairman,
etc., may be
mechanically
reproduced

(6) The signature of the chairman or any person authorized to sign loan agreements may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on loan agreements made under this section and, if such loan agreement is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

s. 115 (1),
re-enacted

42.—(1) Subsection 1 of section 115 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 70, section 48, is repealed and the following substituted therefor:

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, 245, 248a, 249, 250, 254, subsection 3 of section 308 and sections 333 and 348 and paragraphs 3, 9, 10, 11, 12, 24, 41, 44, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation. Application of R.S.O. 1970. c. 284

(2) The said section 115, as amended by the Statutes of s. 115, amended Ontario, 1974, chapter 5, section 5, 1974, chapter 117, section 47, 1976, chapter 70, section 48 and 1976, chapter 84, section 2, is further amended by adding thereto the following subsection:

(6a) The Regional Corporation shall be deemed to be a Application of R.S.O. 1970. c. 280, s. 13 municipal corporation for the purposes of section 13 of *The Mortmain and Charitable Uses Act*.

PART IX

THE REGIONAL MUNICIPALITY OF DURHAM

43. Section 3 of *The Regional Municipality of Durham Act, 1973*, s. 3, amended being chapter 78, as amended by the Statutes of Ontario, 1976, chapter 43, section 96, is further amended by adding thereto the following subsection:

(3b) Notwithstanding section 8, the Lieutenant Governor Order of L. G. in C. in Council, upon the recommendation of the Minister, may, by order authorize such method of selecting the members who represent the area municipality on the Regional Council as is considered advisable following an order of the Municipal Board under subsection 3a.

44. Subsection 1 of section 26 of the said Act is repealed and the s. 26 (1), re-enacted following substituted therefor:

(1) The Regional Council shall by by-law appoint one or Appointment of auditors more auditors who shall be persons licensed by the Ministry as municipal auditors and who shall hold office during good behaviour and be removable for cause by the Regional Council and the auditor or auditors so appointed shall audit the accounts and transactions of the Regional Corporation and of every local board of the Regional Corporation, except school boards.

45. Section 99 of the said Act is repealed and the following s. 99, re-enacted substituted therefor:

Current
borrowings

99. (1) The Regional Council may by by-law, either before or after the passing of by-laws for imposing levies on the area municipalities for the current year, authorize the chairman and treasurer to borrow from time to time by way of promissory note such sums as the Regional Council considers necessary to meet, until the levies and other revenues are received, the current expenditures of the Regional Corporation for the year, including the amounts required for principal and interest falling due within the year upon any debt of the Regional Corporation and the sums required by law to be provided by the Regional Council for any local board of the Regional Corporation.

Limit upon
borrowings

(2) The amount that may be borrowed at any one time for the purposes mentioned in subsection 1, together with any similar borrowings that have not been repaid, shall not, except with the approval of the Municipal Board, exceed 70 per cent of the uncollected balance of the estimated revenues of the Regional Corporation as set forth in the estimates adopted for the year.

Temporary
application
of estimates
of preceding
year

(3) Until such estimates are adopted, the limitation upon borrowing prescribed by subsection 2 shall temporarily be calculated upon the estimated revenues of the Regional Corporation as set forth in the estimates adopted for the next preceding year.

Protection
of lender

(4) The lender is not bound to establish the necessity of borrowing the sum lent or to see to its application.

Execution of
promissory
notes

(5) Any promissory note made under the authority of this section shall be sealed with the seal of the Regional Corporation and signed by the chairman or by some other person authorized by by-law to sign it, and by the treasurer, and may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

Idem

(6) The signature of the chairman or any other person authorized to sign promissory notes may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on promissory notes made under this section and, if such promissory note is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

Creation
of charge

(7) The Regional Council may by by-law provide or authorize the chairman and treasurer to provide by agree-

ment that all or any sums borrowed for any or all of the purposes mentioned in this section shall, with interest thereon, be a charge upon the whole or any part or parts of the revenues of the Regional Corporation for the current year and for any preceding years as and when such revenues are received, provided that such charge does not defeat or affect and is subject to any prior charge then subsisting in favour of any other lender.

(8) Any agreement entered into under subsection 7 shall be sealed with the corporate seal and signed by the chairman and treasurer. Execution of agreements

(9) If the Regional Council authorizes the borrowing of or borrows any larger amount than is permitted under this section, every member who knowingly votes therefor is disqualified from holding any municipal office for two years. Penalty for excess borrowings

(10) If the Regional Council authorizes the application of any revenues of the Regional Corporation charged under the authority of this section otherwise than in repayment of the loan secured by such charge, the members who knowingly vote for such application are personally liable for the amount so applied, which may be recovered in any court of competent jurisdiction. Penalty for mis-application of revenues by Regional Council

(11) If any member of the Regional Council or officer of the Regional Corporation knowingly applies any revenues so charged otherwise than in repayment of the loan secured by such charge, he is personally liable for the amount so applied, which may be recovered in any court of competent jurisdiction. Penalty for mis-application of revenues by officials

(12) Subsections 9, 10 and 11 do not apply to the Regional Council or any member of the Regional Council or officer of the Regional Corporation acting under an order or direction issued or made under the authority of *The Municipal Affairs Act*, nor do they apply in any case where application of the revenues of the Regional Corporation is made with the consent of the lender in whose favour a charge exists. Saving as to penalties R.S.O. 1970, c. 118

46.—(1) Subsections 1 and 2 of section 103 of the said Act are repealed and the following substituted therefor: s. 103 (1, 2), re-enacted

(1) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for its purposes, the Regional Council pending the issue and sale of the debentures may agree with a bank or person for temporary advances from time to time for the purposes authorized, and may by by-law pending the sale of Borrowing pending issue and sale of debentures

such debentures or in lieu of selling them authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan.

Item

(2) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for the purposes of an area municipality, the Regional Council or the council of the area municipality pending the issue and sale of the debentures may, and the Regional Council on the request of the area municipality shall, agree with a bank or person for temporary advances from time to time for the purposes authorized, and the Regional Council may, or on the request of the area municipality shall, pending the sale of such debentures or in lieu of selling them, authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan, and shall transfer the proceeds of such advance or loan to the area municipality.

s. 103,
amended

(2) The said section 103 is amended by adding thereto the following subsection:

Signature
of chairman,
etc., may be
mechanically
reproduced

(6) The signature of the chairman or any person authorized to sign loan agreements may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on loan agreements made under this section and, if such loan agreement is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

s. 123 (1),
re-enacted

47.—(1) Subsection 1 of section 123 of the said Act, as re-enacted by the Statutes of Ontario, 1976, chapter 70, section 55, is repealed and the following substituted therefor:

Application
of
R.S.O. 1970,
c. 284

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, 245, 248a, 249, 250 and 254, subsection 3 of section 308 and sections 333 and 348 and paragraphs 3, 9, 10, 11, 12, 24, 41, 63, 64, 65, 66 and 67 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

s. 123,
amended

(2) The said section 123, as amended by the Statutes of Ontario, 1973, chapter 147, section 10, 1974, chapter 5, section 6, 1974, chapter 117, section 52 and 1976, chapter 70, section 55, is further amended by adding thereto the following subsection:

Application
of
R.S.O. 1970,
c. 280, s. 13

(6a) The Regional Corporation shall be deemed to be a municipal corporation for the purposes of section 13 of *The Mortmain and Charitable Uses Act*.

PART X

THE REGIONAL MUNICIPALITY OF HALDIMAND-NORFOLK

48. Section 3 of *The Regional Municipality of Haldimand-Norfolk Act, 1973*, being chapter 96, as amended by the Statutes of Ontario, 1976, chapter 43, section 107, is further amended by adding thereto the following subsection: s. 3.
amended

(3b) Notwithstanding section 8, the Lieutenant Governor in Council, upon the recommendation of the Minister, may, by order authorize such method of selecting the members who represent the area municipality on the Regional Council as is considered advisable following an order of the Municipal Board under subsection 3a. Order of
L. G. in C.

49. Subsection 1 of section 26 of the said Act is repealed and the following substituted therefor: s. 26 (1).
re-enacted

(1) The Regional Council shall by by-law appoint one or more auditors who shall be persons licensed by the Ministry as municipal auditors and who shall hold office during good behaviour and be removable for cause by the Regional Council and the auditor or auditors so appointed shall audit the accounts and transactions of the Regional Corporation and of every local board of the Regional Corporation, except school boards. Appointment
of auditors

50. Section 95 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, is repealed and the following substituted therefor: s. 95.
re-enacted

95.—(1) The Regional Council may by by-law, either before or after the passing of by-laws for imposing levies on the area municipalities for the current year, authorize the chairman and treasurer to borrow from time to time by way of promissory note such sums as the Regional Council considers necessary to meet, until the levies and other revenues are received, the current expenditures of the Regional Corporation for the year, including the amounts required for principal and interest falling due within the year upon any debt of the Regional Corporation and the sums required by law to be provided by the Regional Council for any local board of the Regional Corporation. Current
borrowings

(2) The amount that may be borrowed at any one time for the purposes mentioned in subsection 1, together with any similar borrowings that have not been repaid, shall not, except with the approval of the Municipal Board, exceed 70 per cent of the uncollected balance of the estimated revenues of the Regional Corporation as set forth in the estimates adopted for the year. Limit upon
borrowings

Temporary
application
of estimates
of preceding
year

(3) Until such estimates are adopted, the limitation upon borrowing prescribed by subsection 2 shall temporarily be calculated upon the estimated revenues of the Regional Corporation as set forth in the estimates adopted for the next preceding year.

Protection
of lender

(4) The lender is not bound to establish the necessity of borrowing the sum lent or to see to its application.

Execution of
promissory
notes

(5) Any promissory note made under the authority of this section shall be sealed with the seal of the Regional Corporation and signed by the chairman or by some other person authorized by by-law to sign it, and by the treasurer, and may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

Idem

(6) The signature of the chairman or any other person authorized to sign promissory notes may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on promissory notes made under this section and, if such promissory note is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

Creation
of charge

(7) The Regional Council may by by-law provide or authorize the chairman and treasurer to provide by agreement that all or any sums borrowed for any or all of the purposes mentioned in this section shall, with interest thereon, be a charge upon the whole or any part or parts of the revenues of the Regional Corporation for the current year and for any preceding years as and when such revenues are received, provided that such charge does not defeat or affect and is subject to any prior charge then subsisting in favour of any other lender.

Execution of
agreements

(8) Any agreement entered into under subsection 7 shall be sealed with the corporate seal and signed by the chairman and treasurer.

Penalty
for excess
borrowings

(9) If the Regional Council authorizes the borrowing of or borrows any larger amount than is permitted under this section, every member who knowingly votes therefor is disqualified from holding any municipal office for two years.

Penalty
for mis-
application
of revenues
by Regional
Council

(10) If the Regional Council authorizes the application of any revenues of the Regional Corporation charged under the authority of this section otherwise than in repayment of the loan secured by such charge, the members who knowingly

vote for such application are personally liable for the amount so applied, which may be recovered in any court of competent jurisdiction.

(11) If any member of the Regional Council or officer of the Regional Corporation knowingly applies any revenues so charged otherwise than in repayment of the loan secured by such charge, he is personally liable for the amount so applied, which may be recovered in any court of competent jurisdiction.

(12) Subsections 9, 10 and 11 do not apply to the Regional Council or any member of the Regional Council or officer of the Regional Corporation acting under an order or direction issued or made under the authority of *The Municipal Affairs Act*, nor do they apply in any case where application of the revenues of the Regional Corporation is made with the consent of the lender in whose favour a charge exists.

51.—(1) Subsections 1 and 2 of section 99 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4, are repealed and the following substituted therefor:

(1) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for its purposes, the Regional Council pending the issue and sale of the debentures may agree with a bank or person for temporary advances from time to time for the purposes authorized, and may by by-law pending the sale of such debentures or in lieu of selling them authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan.

(2) When the Municipal Board has authorized the borrowing of money and the issue of debentures by the Regional Corporation for the purposes of an area municipality, the Regional Council or the council of the area municipality pending the issue and sale of the debentures may, and the Regional Council on the request of the area municipality shall, agree with a bank or person for temporary advances from time to time for the purposes authorized, and the Regional Council may, or on the request of the area municipality shall, pending the sale of such debentures or in lieu of selling them, authorize the chairman and treasurer to raise money by way of loan on the debentures and to hypothecate them for the loan, and shall transfer the proceeds of such advance or loan to the area municipality.

(2) The said section 99 is amended by adding thereto the following subsection:

Signature
of chairman,
etc., may be
mechanically
reproduced

(6) The signature of the chairman or any person authorized to sign loan agreements may be written, stamped, lithographed, engraved or otherwise mechanically reproduced on loan agreements made under this section and, if such loan agreement is countersigned in writing by the deputy treasurer or any other person authorized by by-law to countersign it, the signature of the treasurer thereon may be written, stamped, lithographed, engraved or otherwise mechanically reproduced.

s. 119(1),
re-enacted

52.—(1) Subsection 1 of section 119 of the said Act, as enacted by the Statutes of Ontario, 1973, chapter 155, section 4 and re-enacted by 1976, chapter 70, section 61, is repealed and the following substituted therefor:

Application
of
R.S.O. 1970,
c. 284

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, 245, 248a, 249, 250, 254, subsection 3 of section 308 and sections 333 and 348 and paragraphs 3, 9, 10, 11, 12, 24, 41, 63, 64, 65, 66, 67 and 74 of section 352 and Parts XV, XVI, XVII and XXI of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

s. 119,
amended

(2) The said section 119, as amended by the Statutes of Ontario, 1974, chapter 117, section 57 and 1976, chapter 70, section 61, is further amended by adding thereto the following subsection:

Application
of
R.S.O. 1970,
c. 280, s. 13

(7a) The Regional Corporation shall be deemed to be a municipal corporation for the purposes of section 13 of *The Mortmain and Charitable Uses Act*.

MISCELLANEOUS

Commence-
ment

53. This Act comes into force on the day it receives Royal Assent.

Short title

54. The short title of this Act is *The Regional Municipalities Amendment Act, 1977*.